

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TAYLOR MICHAEL WILSON,

Defendant.

4:18-CR-3005

ORDER

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TAYLOR WILSON,

Defendant.

4:18-CR-3074

ORDER

The defendant has a pending motion for the return of seized property pursuant to [Fed. R. Crim. P. 41\(g\)](#). Case no. 4:18-cr-3005 [filing 49](#); case no 4:18-cr-3074 [filing 32](#). He has now filed motions for "default judgment" pursuant to [Fed. R. Civ. P. 55](#) based on the government's purported failure to respond. Case no. 4:18-cr-3005 [filing 55](#); case no 4:18-cr-3074 [filing 39](#).

It is highly questionable whether Federal Rule of Civil Procedure 55 has any bearing on the defendant's motion pursuant to Federal Rule of Criminal Procedure 41(g). But the government did respond. Case no. 4:18-cr-3005 [filing 56](#); case no 4:18-cr-3074 [filing 38](#). Even if a default judgment was somehow appropriate, the government didn't default.

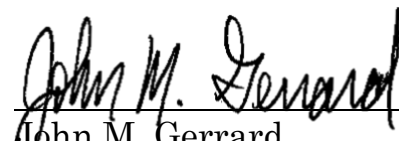
The problem here could be clerical—the government may have neglected to provide the defendant with a mailed copy of its response. Accordingly, the Court will deny the defendant's motions for default judgment, but will provide him with a copy of the government's response and additional time to reply in support of his motion.

IT IS ORDERED:

1. The defendant's motions for default judgment (case no. 4:18-cr-3005 [filing 55](#); case no 4:18-cr-3074 [filing 39](#)) are denied.
2. The Clerk of the Court shall provide the defendant with a copy of this order along with a copy of the government's response brief (case no 4:18-cr-3074 [filing 38](#)).
3. The defendant may reply in support of his motion for the return of seized property (case no. 4:18-cr-3005 [filing 49](#); case no 4:18-cr-3074 [filing 32](#)) on or before November 13, 2020.

Dated this 27th day of October, 2020.

BY THE COURT:



John M. Gerrard
Chief United States District Judge